

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA)
)
Plaintiff,) 8:05CR86
)
v.)
)
KIMBERLY J. SNYDER,) MEMORANDUM AND ORDER
NICHOLE F. FRYE and)
HEATHER M. ELLIS,)
)
Defendants.)

At the hearing before me on July 11, 2005, defendant Ellis requested an additional thirty days to prepare for trial and also waived her right to a speedy trial to accommodate that request. The government did not object. Accordingly,

IT THEREFORE HEREBY IS ORDERED,

1. This case as to all of the above-named defendants is set for trial before the Hon. Richard G. Kopf on September 12, 2005 commencing at 9:00 a.m. for a duration of three trial days. Jury selection will be at commencement of trial.

2. The ends of justice will be served by granting such a motion, and outweigh the interests of the public and the defendants in a speedy trial, and the additional time arising as a result of the granting of the motion, the time between July 11, 2005 and September 12, 2005 shall be deemed excludable time in any computation of time under the requirements of the Speedy Trial Act, for the reason that the parties require additional time to adequately prepare the case, taking into consideration due diligence of counsel, the novelty and complexity of the case, and the fact that the failure to grant

additional time might result in a miscarriage of justice. 18
U.S.C. § 3161(h)(8)(A) & (B).

DATED this 11th day of July, 2005.

BY THE COURT:

s/ *David L. Piester*

David L. Piester
United States Magistrate Judge